

ENTERED

December 05, 2018

David J. Bradley, Clerk

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION**

GIOVANI ALEXANDER
MARTINEZ-PILIA
Movant,

v.

UNITED STATES OF AMERICA
Respondent.

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Civil Action No. 1:17-cv-144

**ORDER ADOPTING MAGISTRATE
JUDGE'S REPORT AND RECOMMENDATION**

Before the Court is the "Magistrate Judge's Report and Recommendation" (hereafter the "R&R") (Docket No. 30). The R&R recommended the Court dismiss Giovanni Alexander Martinez-Pilia's "Pro Se 28 U.S.C. § 2255 Motion" with prejudice. The deadline to respond to the R&R was November 27, 2018; no objections were filed. After a *de novo* review of the file, the R&R is **ADOPTED**.

It is therefore **ORDERED, ADJUDGED, and DECREED** that Giovanni Alexander Martinez-Pilia's "Pro Se 28 U.S.C. § 2255 Motion" (Docket No. 1) is **DISMISSED** with prejudice pursuant to Rule 4(b) of Rules Governing § 2255 Proceedings for the United States District Courts. A certificate of appealability shall not be issued.

The Clerk is **ORDERED** to close this case.

Signed on this 5th day of December, 2018.



Rolando Olvera
United States District Court